

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD

902 CRIMINAL APPLICATION NO.2125 OF 2022
IN APEALST/5836/2022

GAUTAM GOVIND BORDE

VERSUS

THE STATE OF MAHARASHTRA

...

Advocate for Applicant : Mr Rahul O. Awasarmol
APP for Respondent/State : Mr G.O. Wattamwar

CORAM : SHRIKANT D. KULKARNI , J.

DATE : 12th AUGUST, 2022

PER COURT :

1. It is an application for condonation of delay moved by the applicant.
2. Heard Mr Rahul Awasarmol, learned counsel for the applicant. There is delay of 38 days in preferring the appeal and he has prayed to condone the same.
3. Issue notice to the respondent/State. Mr G.O. Wattamwar, learned APP waives service of notice for the State.
4. Heard Mr G.O. Wattamwar, learned APP for the State. He opposed to condone the delay.
5. Having regard to the small volume of delay and looking to the statutory right of the applicant to challenge the order of conviction by way of appeal, it is necessary to condone the delay in the interest of justice.

ORDER

- (i) The Criminal Application is hereby allowed in terms of prayer clause (B).
- (ii) The Registry is directed to make scrutiny of the appeal as per procedure and it be numbed and placed before the Court on 22.08.2022.
- (iii) The Criminal Application is accordingly disposed of.

[SHRIKANT D. KULKARNI, J.]

mta